

Mayor Joseph S. Kroll
Vice President Jay G. Foy
Council Member Henry "Butch" Lynch
Assistant Town Administrator / Town Clerk Janice C. Rutan
Town Attorney John Foster

Council President James E. Woods
Council Member Jerry E. Beavers
Council Member Mark C. Uptegraph



TOWN COUNCIL REGULAR MEETING
Town Council Meeting
Town Hall Council Chambers
Thursday ~ May 8, 2008
7:00 p.m.
AGENDA

- I. CALL TO ORDER**
- II. INVOCATION AND PLEDGE OF ALLEGIANCE**
- III. ROLL CALL**
- IV. PROCLAMATIONS AND PRESENTATIONS:**
- V. APPROVAL OF THE AGENDA**
- VI. APPROVAL OF THE CONSENT AGENDA**
 - a. Approval of Minutes of the April 10, 2008 and April 24, 2008 Regular Meeting**
- VII. COMMENTS FROM THE PUBLIC**
- VIII. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPARTMENT**
- IX. SECOND READINGS AND PUBLIC HEARINGS**
- X. FIRST READINGS AND REGULAR AGENDA**
 - a. Second Amendment to the AT&T Lease Agreement between the Town of Haverhill and AT&T**
- XI. REPORTS**
 - a. Town Attorney**
 - b. Consultants**
 - c. Mayor's Report**
 - d. Assistant Town Administrator/Town Clerk**
 - e. Committee/Delegate Report**
 - f. Treasurer's Report**
- XII. UNFINISHED BUSINESS**
- XIII. NEW BUSINESS**
- XIV. ADJOURNMENT**

Notice: If any person decides to appeal any decision of the Town Council at this meeting, he/she will need a record of the proceedings and for this purpose; he/she needs to ensure that a verbatim record of the proceedings is made. The record must include the testimony and evidence upon which the appeal is to be based, pursuant to F.S. 286.0105. The Town of Haverhill does not prepare nor provide such verbatim record.

In accordance with the provisions of the American with disabilities Act (ADA), this document can be made available in an alternate format (large print) upon request. Special accommodations can be provided upon request with three (3) days advance notice of any meeting, by contacting Janice C. Rutan, Assistant Town Administrator and Town Clerk, at the Haverhill Town Hall, 4585 Charlotte Street, Haverhill, Florida. Phone Number (561) 689-0370 Facsimile Number (561) 689-4317

TOWN COUNCIL REGULAR MEETING
Town Council Meeting
Town Hall Council Chambers
Thursday ~ May 8, 2008
7:00 p.m.
OFFICIAL MINUTES

Pursuant to the foregoing notice, the regular meeting of the Haverhill Town Council was held on Thursday, May 8, 2008 at the Town Hall, 4585 Charlotte Street, Haverhill, FL. Those present were: Joseph S. Kroll, Mayor; James E. Woods, Council President; Jay G. Foy, Council Vice President; Jerry E. Beavers, Council Member; Henry Lynch, Council Member; Mark C. Uptegraph, Council Member; John Foster Town Attorney; Janice C. Rutan, Town Clerk and Joseph Roche, Code Enforcement Officer.

CALL TO ORDER

Council President Woods called the meeting to order at 7:00 p.m.

INVOCATION AND PLEDGE OF ALLEGIANCE

Council President Woods offered the Invocation and led in the Pledge of Allegiance.

ROLL CALL

The Town Clerk called the Roll. All members were present.

PROCLAMATIONS AND PRESENTATIONS:

None.

APPROVAL OF THE AGENDA

The April 10, 2008 minutes were removed from Consent agenda. With no other deletions, additions or substitutions, the agenda was ordered approved.

A motion was made by Council Member Jerry Beavers, seconded by Council Member Mark Uptegraph and unanimously passed (5-0) to approve the agenda.

APPROVAL OF THE CONSENT AGENDA

Approval of Minutes of the April 24, 2008 Regular Meeting

A motion was made by Council Member Mark C. Uptegraph, seconded by Council Vice President Jay G. Foy and unanimously passed (5-0) to approve the consent agenda.

COMMENTS FROM THE PUBLIC

None.

COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPARTMENT

Sheriff gave brief report on recent crime trends from April to current which are: burglary on 4655 Charlotte Street; assault on 4500 Belvedere Road; Captain Durr

received a complaint and is continuing investigation at the former Stoddard residence. There was a stolen vehicle at the 7-11 Convenience Store. Coe Enforcement Officer Joe Roche reported burglary on Club Road between 8:30-9:00 a.m. while the property was occupied.

SECOND READINGS AND PUBLIC HEARINGS

None.

FIRST READINGS AND REGULAR AGENDA

Town Attorney John Foster recommended approval of the Second Amendment to the AT & T Lease Agreement between the Town of Haverhill and AT&T subject to the attachment of a drawing and diagram that was consistent to what was approved at the workshop. There would be 4 tiers occupied by Nextel, T-Mobile, Metro PCS and Sprint. Metro PCS would not be placed lower than the T-Mobile antenna which is set at 67 feet. Town would need to negotiate an agreement with Metro PCS.

A motion was made by Council Member Henry Lynch, seconded by Council Member Mark C. Uptegraph and unanimously passed (5-0) for the Town of Haverhill to approve the second amendment to the lease agreement between the Town of Haverhill and AT&T.

REPORTS

Town Attorney

Town Attorney Foster would address the MPO under New Business.

Consultants

Town Planner Jack Horniman discussed annexation and as he needed to define the proposed areas to be annexed before he can put an estimate of costs together. It was suggested that in order to get it done, the Council should consider authorizing an expenditure of up to \$10,500, or no more than \$3,500 per each of the annexation areas. Council President Woods expressed his desire to move forward with Ivywood. The ballot language would need to get to the Supervisor of Elections on August 22, 2008. Council President E. Woods suggested the Town Council move forward with Urban Services Report for Ivywood. The Annexation Committee was scheduled to meet next week, Monday, May 12, 2008 at Noon.

Council President E. Woods asked for a motion to authorize up to \$3,500.00 for the Urban Services Report to be drafted for the Ivywood Annexation.

A motion was made by Council President Jay G. Foy, seconded by Council Member Henry Lynch and unanimously passed (5-0) to approve the expense up to \$3,500.00 for the Urban Services Report for the Ivywood Road annexation.

Mayor' Report

Mayor Joseph S. Kroll reported that he spoke with the bond holder for Sunset Isles and there was approximately \$70,000.00 left and we have until August 28, 2008 to file to use it. The Mayor was in touch with Bank Atlantic regarding the bond and was waiting on instruction on how to tap into the bond, so that the Town can take care of the issues discussed at the workshop regarding the neighboring properties. Council President James E. Woods asked that the Town Engineer, Jeff Renault be contacted to look at the site from an engineering stand point to make corrections.

Council Vice President Jay Foy noted that Town Engineer Jeff Renault was no longer employed by Boyle Engineering but that business shall be done through Jeff Renault, PE.

Council Vice President Jay Foy asked the Mayor if the bond money used would be for the protection of the residents and not to complete the infrastructure. The Mayor explained that the \$70,000.00 was the amount left to finish the drain fields and other infrastructure improvements. Council President Jay Foy posed that the money needed to be used to protect the existing residents rather than to complete the infrastructure. Mayor Joseph Kroll agreed, stating that he wanted to use the money to get the drainage structures sealed properly. Council Vice President Jay Foy agreed, stating that he just needed clarification.

Council Member Jerry Beavers mentioned that the Town paid for the fence across the back and wanted to know if the bond could pay the Town back for the fence. The Mayor said that the bond would not pay the Town back but being that there were so many code violations, the fence cost were included in the lien placed against the property by the Town of Haverhill.

Council Member Henry Lynch asked about the estimates on the Town Hall drain field. Mayor Kroll said he would report back now that the CRALLS was approved and the Town would be receiving funding from the developers.

Assistant Town Administrator/Town Clerk

The Town Clerk Janice C. Rutan requested to schedule a meeting to discuss priorities and timelines of current, pending matters.

Committee/Delegate Report

Council Vice President Jay G. Foy spoke with Ken Todd about FEMA grant and the director for Mounts was going to allow drainage to enter into their lake which was a more direct route and less expensive.

Council Vice President Jay G. Foy spoke of the Haverhill Baptist Church property and his general feeling that the property may be good target for light commercial use because of the airport overlay. He noted that the Town could not spot zone. A such, it would not be appropriate to wait for an application. The rezoning would be a joint effort with a Comprehensive Plan and the Town Council should schedule a meeting within two weeks. Council President James Woods agreed

that this was the direction the Town needed to move forward in and agreed that a meeting needed to be scheduled.

The Annexation Committee was set to have a meeting on Monday, May 12, 2008 at Noon.

The Special Events Committee was set to have a meeting on Thursday, May 15, 2008 at Noon.

Comprehensive Land Use Plan Committee was set to have a meeting on Tuesday/Thursday the week of May 19th, 2008. The Town Clerk would schedule.

Treasurer's Report:

Town Clerk Janice Rutan reported that the Audit was scheduled to begin the week of May 11, 2008 and a draft would be available to the Town Council in June.

UNFINISHED BUSINESS

None.

NEW BUSINESS:

Town attorney John Foster explained that the Town would be making effort to remove the widening of Belvedere from the County's 5 year road map plan. Town Attorney John Foster, Council President James Woods, Town Planner Jack Horniman and Town Clerk Janice Rutan met with Paul Larson, Vinod Sandinosomy and Nellie Fernandez. Mr. Larson would address potential constraints to make this a less desirable route for traffic models. The Town needed to look at the issues relative to the Haverhill Area Neighborhood Plan which were: the sidewalk issue, the school and Boys and Girls Club being built, the present speed limit of 35 mph should be reduced to 25 mph through Haverhill, which would result in a less desirable route. Council would need to ratify concepts and policies. Council President James Woods mentioned how enlightening it was that the MPO shared with him the process of how land use maps from every municipality and the county, are projected into what kind of build out there would be by 2035. Those projections are then run through a computer program to model traffic improvements and determine what traffic would be like and how they could improve the flow. There would be a huge safety concern with the School being built and the Boys and Girls Club so that the Council may want to change the speed limit for the safety of the children.

The Town Attorney explained that the speed limit change would then be tied into the land use. As development moves forward, the recommendation of the Town in that point in time would be to take the speed limit down to 25 mph. Council President James Woods said that the Town's master plan on beautification had been adopted and the Council may want to consider moving forward with pedestrian path from the Haverhill Park to Club Road to Haverhill Road to Belvedere Road and back to the Haverhill Park. Wider sidewalks would be another reason to reduce the speed limit.

Town Attorney John Foster noted that the Town had the ability to address speed limits through town as they related to County roads. The County could disagree as to what they feel would be more appropriate but the Town could start out at 25 mph. Town Attorney John Foster would want to time speed limits to coordinate with the build out of some of the areas around the Town, i.e. once the school is built.

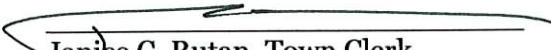
Council Vice President Jay Foy commented that the Town could phase speed limits. He asked if the Town had an easement from the Park to Club Road. Town Attorney Foster responded that to his recollection, there was an easement. The Town could set the speed limit but did not have authority over traffic control devices.

Mayor Joseph Kroll reported that he had a meeting set with Commissioner Santamaria on the 19th to discuss the two projects (Cole Street Villas and Haverhill Acres) and was trying to schedule a meeting for the same day with Commissioner Koons as well.

ADJOURNMENT:

With no further business to come before the Town Council, the meeting adjourned at 8:02 p.m.

Approved: May 22, 2008


Janice C. Rutan, Town Clerk


James E. Woods, Council President